

# FEDERAL REGISTER

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Washington, Wednesday, October 18, 1939

## The President

### EXECUTIVE ORDER

AMENDMENT OF SECTION 6 OF EXECUTIVE ORDER NO. 8251 OF SEPTEMBER 12, 1939, PRESCRIBING REGULATIONS GOVERNING THE ENTRANCE OF FOREIGN AND DOMESTIC AIRCRAFT INTO THE CANAL ZONE, AND NAVIGATION THEREIN

By virtue of and pursuant to the authority vested in me by section 14 of title 2 of the Canal Zone Code, as amended by the act of July 9, 1937, 50 Stat. 486 (U.S.C., title 48, sec. 1314a), it is hereby ordered that section 6 of Executive Order No. 8251 of September 12, 1939,<sup>1</sup> prescribing regulations governing the entrance of foreign and domestic aircraft into the Canal Zone, and navigation therein, be, and it is hereby, amended to read as follows:

"SEC. 6. Waiver of application of certain sections of order. The Secretary of State or the Civil Aeronautics Authority, so far as either has jurisdiction with respect to particular classes of flights under this order, and with the agreement of the Secretary of War, may waive the application of all or any part of the provisions of sections 2, 3, 4, and 5 of this order."

FRANKLIN D ROOSEVELT  
THE WHITE HOUSE,  
October 16, 1939.

[No. 8271]

[F. R. Doc. 39-3828; Filed, October 17, 1939; 10:57 a. m.]

### EXECUTIVE ORDER

AMENDMENT OF SUBDIVISION VII, SCHEDULE A, CIVIL SERVICE RULES

By virtue of and pursuant to the authority vested in me by paragraph Eighth, subdivision SECOND, section 2

of the Civil Service Act (22 Stat. 403, 404), it is ordered that Subdivision VII, Schedule A of the Civil Service Rules be, and it is hereby, amended by adding the following:

"5. Temporary clerks, carriers, and laborers required for part-time or intermittent work in the Postal Service in connection with the holiday or seasonal business from November 15, 1939, to January 15, 1940."

FRANKLIN D ROOSEVELT  
THE WHITE HOUSE,  
October 16, 1939.

[No. 8272]

[F. R. Doc. 39-3827; Filed, October 17, 1939; 10:57 a. m.]

## Rules, Regulations, Orders

### TITLE 9—ANIMALS AND ANIMAL PRODUCTS

#### BUREAU OF ANIMAL INDUSTRY

[Amendment 36 to Declaration No. 12<sup>1</sup>]

#### DECLARING NAMES OF COUNTIES PLACED IN MODIFIED TUBERCULOSIS-FREE ACCREDITED AREAS

OCTOBER 2, 1939.

In accordance with Section 2 of Regulation 7 of B.A.I. Order 309, as amended effective September 10, 1936,<sup>2</sup> the following named counties, having completed the necessary retests for reaccreditation, are hereby continued in the status of "Modified Accredited Areas" until the date given opposite each county named.

Arkansas: Perry, October 1, 1942; Prairie, October 1, 1942; Van Buren, October 1, 1942.

California: Mendocino, October 1, 1942; Plumas, October 1, 1942.

Florida: Jefferson, October 1, 1942; Taylor, October 1, 1942.

<sup>1</sup> Supplements footnote to 9 CFR 77.3.

<sup>2</sup> 1 F.R. 1338.

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<sup>1</sup> 4 F.R. 3899 DL.





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Illinois: Washington, October 1, 1945; Whiteside, October 1, 1942.

Indiana: Cass, October 1, 1942; Fountain, October 1, 1942.

Iowa: Bremer, October 1, 1942.

Kentucky: Carlisle, October 1, 1942; Hardin, October 1, 1942; Larue, October 1, 1942; Laurel, October 1, 1942; Pendleton, October 1, 1942.

Mississippi: Jackson, October 1, 1942.

Missouri: Cape Girardeau, October 1, 1942; St. Charles, October 1, 1942; Stoddard, October 1, 1942; Warren, October 1, 1942.

Nebraska: Hall, October 1, 1942; Hamilton, October 1, 1942; Sarpy, October 1, 1942.

New Jersey: Camden, October 1, 1941; Cumberland, October 1, 1941; Middlesex, October 1, 1941; Salem, October 1, 1941.

New York: Franklin, October 1, 1942; Montgomery, October 1, 1942; Schenectady, October 1, 1942.

North Carolina: Sampson, October 1, 1942.

Ohio: Preble, October 1, 1942.

Rhode Island: Newport, October 1, 1942.

South Carolina: Pickens, October 1, 1942.

Tennessee: Giles, October 1, 1942.

Texas: Harris, October 1, 1942; Hockley, October 1, 1942; Jasper, October 1, 1942; Lubbock, October 1, 1942; Newton, October 1, 1942.

Vermont: Addison, October 1, 1942.

Virginia: Fauquier, October 1, 1942; Floyd, October 1, 1942; Highland, October 1, 1942.

West Virginia: Jackson, October 1, 1942.

Wisconsin: Buffalo, October 1, 1945; Juneau, October 1, 1945.

Puerto Rico: Hormigueros, October 1, 1942.

Declaration No. 12, dated October 1, 1936, as amended,<sup>2</sup> is hereby further amended accordingly.

[SEAL]

J. R. MOHLER,  
Chief of Bureau.

[F. R. Doc. 39-3834; Filed, October 17, 1939; 12:32 p. m.]

## TITLE 15—COMMERCE

### BUREAU OF FOREIGN AND DOMESTIC COMMERCE

#### PART 305—FOREIGN TRADE STATISTICS

Section 305.31<sup>1</sup> is amended to read as follows:

*Clearance on incomplete manifest under bond.* Clearance may be granted on incomplete cargo manifest and before all export declarations have been filed, upon the application to the collector of customs on Commerce Form 1378-B and the execution of the bond printed thereon, or on application to the Secretary of Commerce and the execution of a bond on Commerce Form 1380: *Provided*, That the privilege of clearance of a vessel bound for a foreign port prior to the filing of the complete cargo manifest and all export declarations as provided for herein, shall be suspended during any period covered by a Proclamation of the President that a state of war exists between foreign nations. The condition of the bond is that a complete outward manifest of all cargo laden on board the vessel, or the export declarations covering all cargo, or both the complete outward manifest and all export declarations, as printed on said forms, be filed with the

<sup>1</sup> 4 F.R. 4109 DL.

<sup>2</sup> 1 F.R. 2024.

collector of customs not later than the fourth business day after clearance of the vessel. If required by the collector, pro forma declarations on customs form 7303 must be filed enumerating shipments for which declarations are missing.

(R.S. 161, 5 U.S.C. 22, R.S. 335 as amended, 15 U.S.C. 176, R.S. 336 as amended, 15 U.S.C. 173, and R.S. 337 as amended, 15 U.S.C. 174; also 32 Stat. 172 as amended, 46 U.S.C. 95, R.S. 4197 as amended, 46 U.S.C. 91, R.S. 4200 as amended, 46 U.S.C. 92)

[SEAL]

J. M. JOHNSON,

Acting Secretary of Commerce.

OCTOBER 12, 1939.

[F. R. Doc. 39-3822; Filed, October 16, 1939; 3:58 p. m.]

## TITLE 31—MONEY AND FINANCE: TREASURY

### PUBLIC DEBT SERVICE

[1939—Department Circular No. 620]

OFFERING OF COMMODITY CREDIT CORPORATION 1% NOTES OF SERIES E, DUE NOVEMBER 15, 1941

#### I. OFFERING OF NOTES

1. The Secretary of the Treasury, on behalf of the Commodity Credit Corporation, invites subscriptions, at par, from the people of the United States for notes of the Commodity Credit Corporation, designated 1 percent notes of Series E, the amount of the offering under this circular to be limited to an amount equal to the amount of Series C notes of the Corporation, maturing November 2, 1939, tendered for payment in accordance with Sections III and IV of this circular.

2. The right is reserved to offer for cash subscription, upon such terms and conditions as may be prescribed by the Commodity Credit Corporation with the approval of the Secretary of the Treasury, an additional amount of notes of Series E approximately equal to the amount of notes of Series C not tendered for payment in accordance with the provisions of this circular.

#### II. DESCRIPTION OF NOTES

1. The notes will be dated November 2, 1939, and will bear interest from that date at the rate of 1 percent per annum, payable on a semiannual basis on May 15 and November 15 in each year until the principal amount becomes payable, the first coupon being dated May 15, 1940. They will mature November 15, 1941, and will not be subject to call for redemption prior to maturity.

2. These notes are issued under the authority of the act approved March 8, 1938, (Public No. 442—75th Congress) as amended, which provides that these notes shall be fully and unconditionally guaranteed both as to interest and principal by the United States; that they shall be



deemed and held to be instrumentalities of the Government of the United States, and as such they and the income derived therefrom shall be exempt from Federal, State, municipal, and local taxation (except surtaxes, estate, inheritance, and gift taxes); and that the notes shall be lawful investments and may be accepted as security for all fiduciary, trust, and public funds the investment or deposit of which shall be under the authority or control of the United States or any officer or officers thereof.

3. The authorizing act further provides that in the event the Commodity Credit Corporation shall be unable to pay upon demand, when due, the principal of, or interest on, such obligations, the Secretary of the Treasury shall pay to the holder the amount thereof which is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, and thereupon to the extent of the amount so paid the Secretary of the Treasury shall succeed to all the rights of the holders of such obligations.

4. Bearer notes with interest coupons attached will be issued in denominations of \$1,000, \$5,000, \$10,000 and \$100,000. The notes will not be issued in registered form.

### III. SUBSCRIPTION AND ALLOTMENT

1. Subscriptions will be received at the Federal Reserve banks and branches and at the Treasury Department, Washington, and should be accompanied by notes of Series C tendered for payment, to a par amount equal to the par amount of notes of Series E subscribed for. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve banks and the Treasury Department are authorized to act as official agencies. The Secretary of the Treasury reserves the right to close the books as to any or all subscriptions or classes of subscriptions at any time without notice.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of notes applied for, to make allotments in full upon applications for smaller amounts and to make reduced allotments upon, or to reject, applications for larger amounts, or to adopt any or all of said methods or such other methods of allotment and classification of allotments as shall be deemed by him to be in the public interest; and his action in any or all of these respects shall be final. Subject to these reservations, all subscriptions will be allotted in full. Allotment notices will be sent out promptly upon allotment.

### IV. PAYMENT

1. Payment at par for notes subscribed for hereunder must be made on or before November 2, 1939, or on later allotment, and may be made only through application of the proceeds of payment of a like par amount of notes of Series

C, maturing November 2, 1939, tendered hereunder.

### V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve banks of the respective districts, to issue allotment notices, to receive payment for notes allotted, to make delivery of notes on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve banks.

[SEAL] HENRY MORGENTHAU, Jr.,  
Secretary of the Treasury.

[F. R. Doc. 39-3833; Filed, October 17, 1939;  
12:26 p. m.]

### TITLE 46—SHIPPING

#### BUREAU OF MARINE INSPECTION AND NAVIGATION

##### DOCUMENTATION, ENTRY AND CLEARANCE OF VESSELS

OCTOBER 16, 1939.

Section 5.56 is amended to read as follows:

Any vessel taking on cargo for a foreign port, or a port in non-contiguous territory belonging to the United States, may, by application to the collector of customs on Form 1378B and the execution of the bond thereon by the owner of the vessel, or by an attorney in fact, with security approved by the collector of customs as provided in Section 4197 R.S., as amended, be granted clearance, although a complete cargo manifest has not been filed: *Provided, however,* That during any period covered by a proclamation of the President that a state of war exists between foreign nations, no vessel shall be cleared for a foreign port until a complete cargo manifest has been filed with the collector.

Section 5.60<sup>1</sup> is amended to read as follows:

Any vessel taking on cargo for a foreign port or a port of non-contiguous territory, may, by application to the collector of customs on Commerce Form 1378B and the execution of the bond thereon, with security approved by the collector of customs as provided in Section 4200 R.S., as amended, be granted clearance, although all shippers' export declarations covering cargo laden on board have not been filed: *Provided,*

*however,* That during any period covered by a proclamation of the President that a state of war exists between foreign nations, no vessel shall be cleared for a foreign port until all shippers' export declarations covering cargo laden thereon have been filed with the collector.

Section 5.64 is amended to read as follows:

Any vessel taking on cargo for a foreign port or a port of non-contiguous territory, may, by application to the collector of customs on Form 1378B, and the execution of the bond thereon, with security approved by the collector of customs as provided in Sections 4197 and 4200 R.S., as amended, be granted clearance, although a complete cargo manifest and all shippers' export declarations, covering all cargo laden on board, have not been filed: *Provided, however,* That during any period covered by a proclamation of the President that a state of war exists between foreign nations, no vessel shall be cleared for a foreign port until a complete cargo manifest and all shippers' export declarations, covering cargo laden thereon, have been filed with the collector.

R.S. 161, 9 U.S.C. 22; Sections 4197 and 4200 of the Revised Statutes, as amended by the Act of June 16, 1938, and Public Resolution 130, approved June 29, 1938 (46 U.S.C. 91 and 92); Act of April 29, 1902, as amended by the Act of May 17, 1932 (46 U.S.C. 95)

[SEAL] J. M. JOHNSON,  
Acting Secretary of Commerce.

[F. R. Doc. 39-3823; Filed, October 16, 1939;  
3:58 p. m.]

### TITLE 50—WILDLIFE

#### BUREAU OF BIOLOGICAL SURVEY

##### PART 24—INDIVIDUAL NATIONAL WILDLIFE REFUGES

##### WEST CENTRAL REGION

§ 24.678 *Order permitting hunting within certain parts of the Necedah Migratory Waterfowl Refuge, Juneau County, Wisconsin.* Pursuant to section 84 of the act of March 4, 1909, as amended April 15, 1924, 43 Stat. 98—18 U.S.C., 145, and to the President's Reorganization Plan No. II, promulgated May 9, 1939, in accordance with the Reorganization Act of 1939 (Public No. 19, 76th Congress), it is hereby ordered that, in accordance with the provisions of the regulations dated November 23, 1937,<sup>1</sup> for the administration of national wildlife refuges under the jurisdiction of the Bureau of Biological Survey, upland game of various species may be taken during the 1939 open seasons prescribed therefor by law or by regulation of the Wisconsin Conservation Department, in

<sup>1</sup> 4 F.R. 3902 DI.

<sup>2</sup> 2 F.R. 2537 (2954 DI).



manner, by means, and to the extent not prohibited by State law or regulation on all the lands of the Necedah Migratory Waterfowl Refuge, Juneau County, Wisconsin, within the following-described area:

T. 19 N., R. 2 E., secs. 1 and 2; secs. 11 to 14, inclusive; and secs. 23, 24, and 26;  
T. 20 N., R. 2 E., secs. 35 and 36;  
T. 19 N., R. 3 W., secs. 7, 8, and 9; sec. 10, W $\frac{1}{2}$ W $\frac{1}{2}$ ; sec. 15, W $\frac{1}{2}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ ; secs. 16 to 22, inclusive; sec. 23, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; sec. 27, that part north and east of Becker Road; sec. 28, that part north and east of Becker Road; sec. 29, NE $\frac{1}{4}$  lying north and east of Becker Road; sec. 34, that part north and east of Becker Road; and sec. 35, W $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ .

§ 24.678 (a) *Hunting licenses.* Each person who hunts in any part of the aforesaid area under the aforesaid conditions must be in possession of a valid hunting license issued to him in accordance with the provisions of the laws of the State of Wisconsin, if such license is required, which shall serve as a Federal permit for hunting in said area. Said license must be carried on his person when the permittee exercises the privilege of hunting in said area and must be exhibited on request of any Federal or State officer authorized to enforce Federal and State game laws or regulations, or laws and regulations applicable to the refuge.

§ 24.678 (b) *Routes of travel.* Persons entering the refuge for the purpose of hunting in said open areas shall follow such routes of travel as shall from time to time be designated by the officer in charge of the refuge.

Approved, October 10, 1939.

E. K. BURLEW,  
Acting Secretary of the Interior.

[F. R. Doc. 39-3824; Filed, October 17, 1939;  
9:38 a. m.]

## BUREAU OF FISHERIES

### SUBCHAPTER A—ALASKA FISHERIES\*

#### PART 226—SOUTHEASTERN ALASKA AREA, SUMNER STRAIT DISTRICT, SALMON FISHERY

Sections 226.8, 226.9<sup>1</sup> and 226.10 are hereby amended to permit commercial salmon fishing, except by traps, in the Sumner Strait district from October 1 to October 20, both dates inclusive:

§ 226.8 *Closed seasons, commercial salmon fishing other than trolling in Ernest Sound, Limovia Strait, and Bradfield Canal.* Commercial fishing for salmon, other than trolling, in Ernest Sound, Zimovia Strait, and Bradfield Canal is prohibited prior to 6 o'clock antemeridian July 10 in each calendar year, from 6 o'clock postmeridian August 18 to 6 o'clock antemeridian October 1 in each year, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

\*All sections included in this document are issued under the authority contained in Sec. 1, 44 Stat. 752; 48 U.S.C. 221.

<sup>1</sup> 4 F.R. 3717 DI.

§ 226.9 *Closed seasons, commercial salmon fishing other than trolling; exceptions.* Commercial fishing for salmon other than trolling is prohibited, except in Ernest Sound, Zimovia Strait, and Bradfield Canal, prior to 6 o'clock antemeridian July 20 in each calendar year, from 6 o'clock postmeridian August 22 to 6 o'clock antemeridian October 1 in each year, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 226.10 *Traps prohibited, commercial salmon fishing from October 1 to October 20.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 20.\*

#### PART 227—SOUTHEASTERN ALASKA AREA, CLARENCE STRAIT DISTRICT, SALMON FISHERY

Sections 227.8, 227.9, 227.10 and 227.12 are hereby amended to permit commercial salmon fishing, except by traps, in certain sections of the Clarence Strait district from October 1 to October 20, both dates inclusive:

§ 227.8 *Closed seasons, commercial salmon fishing in northern section of Clarence Strait.* Commercial fishing for salmon, other than trolling, north of a line extending from Narrow Point to Ernest Point is prohibited prior to 6 o'clock antemeridian July 25, from 6 o'clock postmeridian August 27, to 6 o'clock antemeridian October 1, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 227.9 *Closed seasons, commercial salmon fishing in central section of Clarence Strait.* Commercial fishing for salmon, other than trolling, between a line extending from Narrow Point to Ernest Point and a line extending from Approach Point to Caamano Point is prohibited prior to 6 o'clock antemeridian July 25, from 6 o'clock postmeridian August 24 to 6 o'clock antemeridian October 1, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 227.10 *Closed seasons, commercial salmon fishing in southeast section of Clarence Strait.* Commercial fishing for salmon, other than trolling, south of a line extending from Approach Point to Caamano Point and east of a line extending down the middle of Clarence Strait is prohibited prior to 6 o'clock antemeridian July 20, from 6 o'clock postmeridian August 22 to 6 o'clock antemeridian October 1, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 227.12 *Traps prohibited, commercial salmon fishing from October 1 to October 20.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 20.\*

#### PART 228—SOUTHEASTERN ALASKA AREA, SOUTH PRINCE OF WALES ISLAND DISTRICT, SALMON FISHERY

Sections 228.8 and 228.9 are hereby amended to permit commercial salmon fishing, except by traps, in the South Prince of Wales Island district from October 1 to October 20, both dates inclusive:

§ 228.8 *Closed seasons, commercial salmon fishing other than trolling.* Commercial fishing for salmon, other than trolling, is prohibited prior to 6 o'clock antemeridian July 25 in each calendar year, from 6 o'clock postmeridian August 29 to 6 o'clock antemeridian October 1 in each year, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 228.9 *Traps prohibited, commercial salmon fishing from October 1 to October 20.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 20.\*

#### PART 229—SOUTHEASTERN ALASKA AREA, SOUTHERN DISTRICT, SALMON FISHERY

Sections 229.8 and 229.9 are hereby amended to permit commercial salmon fishing, except by traps, in the Southern district from October 1 to October 20, both dates inclusive:

§ 229.8 *Closed seasons, commercial salmon fishing other than trolling.* Commercial fishing for salmon, other than trolling, is prohibited prior to 6 o'clock antemeridian July 15, from 6 o'clock postmeridian August 16 to 6 o'clock antemeridian October 1, and for the remainder of the calendar year after 6 o'clock postmeridian October 20.\*

§ 229.9 *Traps prohibited, commercial salmon fishing from October 1 to October 20.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 20.\*

E. K. BURLEW,  
Acting Secretary of the Interior.

OCTOBER 10, 1939.

[F. R. Doc. 39-3825; Filed, October 17, 1939;  
9:38 a. m.]

## Notices

### DEPARTMENT OF LABOR.

#### Wage and Hour Division.

#### NOTICE OF DESIGNATION OF TRIAL EXAMINER FOR HEARING ON MINIMUM WAGE RECOMMENDATION OF THE APPAREL INDUSTRY COMMITTEE

Whereas, the Notice of Hearing<sup>1</sup> on Minimum Wage Recommendations of the Apparel Industry Committee provided that said hearing will be held before the

<sup>1</sup> 4 F.R. 4074 DI.



Administrator or a trial examiner and that should the hearing be held before a trial examiner, the Administrator will publish in the FEDERAL REGISTER on or before October 18, 1939, an order designating a person to act as trial examiner; and

Whereas, the issues to be presented at said hearing have been narrowly confined by Sections 8 (b) and 8 (c) of the Fair Labor Standards Act of 1938 and by the report and recommendation of Industry Committee No. 2.

Now, therefore, it is hereby ordered and notice is hereby given that:

1. Mr. Thomas Holland will preside as trial examiner at said hearing on the minimum wage recommendations of Industry Committee No. 2 and will conduct said hearing in accordance with the rules published in the notice of that hearing except that paragraphs 9 and 10 of said rules shall not be applicable to the hearing before the trial examiner; and

2. No intermediate report will be prepared by the trial examiner unless hereafter ordered by the Administrator, but in lieu thereof, the trial examiner shall turn over to the Administrator at the close of the hearing the complete record of the proceedings had before him and the Administrator shall thereafter hear oral argument or accept written briefs upon said record or both as he may determine.

Signed at Washington, D. C., this 16th day of October 1939.

ELMER F. ANDREWS,  
Administrator.

[F. R. Doc. 39-3826; Filed, October 17, 1939;  
10:04 a. m.]

#### POSTPONEMENT OF HEARING ON MINIMUM WAGE RECOMMENDATION OF APPAREL INDUSTRY COMMITTEE

Whereas, the notice of hearing<sup>1</sup> on the minimum wage recommendation of Industry Committee No. 2 for the Apparel Industry (Wage and Hour Division Release R-419) provided that the public hearing on said recommendation would commence on October 23, 1939 and notices of intention to appear to offer evidence at such hearing were to be filed with the Administrator of the Wage and Hour Division of the United States Department of Labor not later than October 18, 1939, and

Whereas, it now appears appropriate to postpone said hearing and said date for filing notices of intention to appear to offer evidence at said hearing;

Now, therefore, notice is hereby given that the public hearing on the recommendation of Industry Committee No. 2 for the Apparel Industry is postponed to commence on November 13, 1939, at the Raleigh Hotel, Pennsylvania Avenue and Twelfth Street NW., Washington,

<sup>1</sup> 4 F. R. 4074 DI.

D. C., at 10:00 a. m. and notices of intention to appear to offer evidence at said hearing containing the information prescribed by paragraph IV of the original notice (Wage and Hour Division Release R-419) shall be filed with the Wage and Hour Division of the United States Department of Labor at Washington, D. C., not later than November 8, 1939.

Signed at Washington, D. C., this 17th day of October, 1939.

PAUL SIFTON,  
Acting Administrator.

[F. R. Doc. 39-3836; Filed, October 17, 1939;  
12:50 p. m.]

#### NOTICE OF CANCELAN OF HEARING ON APPLICATION OF POSTAL TELEGRAPH LAND LINE SYSTEM FOR PERMISSION TO EMPLOY MESSENGERS AT WAGES LESS THAN THE APPLICABLE MINIMUM WAGE SPECIFIED IN SECTION 6 OF THE FAIR LABOR STANDARDS ACT

Whereas, the Postal Telegraph Land Line System has withdrawn its application under Section 14 of the Fair Labor Standards Act of 1938 and regulations issued by the Administrator of the Wage and Hour Division of the United States Department of Labor thereunder for permission to employ messengers at wages less than the applicable minimum wage specified in Section 6 of the Act; and

Whereas, a public hearing was scheduled<sup>1</sup> to be held on said application at the Bar Association Building, 42 West 44th Street, New York City at 10 A. M. on October 20, 1939; and

Whereas, this action is now taken without prejudice against any person filing another or new application under said section for permission to employ messengers at wages less than the applicable minimum wage specified in Section 6 of the Act;

Now, therefore, it is hereby ordered that said application shall be permitted to be withdrawn and said hearing canceled without prejudice to a new or further application under said section of the Act.

Signed at Washington, D. C., this 17th day of October 1939.

PAUL SIFTON,  
Acting Administrator.

[F. R. Doc. 39-3835; Filed, October 17, 1939;  
12:50 p. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its

<sup>1</sup> 4 F. R. 4253 DI.

office in the City of Washington, D. C., on the 13th day of October, A. D. 1939.

[File 1-2240]

IN THE MATTER OF THE REGISTRATION OF  
ARROWHEAD DEVELOPMENT COMPANY,  
COMMON STOCK, 10¢ PAR VALUE

ORDER FOR HEARING AND DESIGNATING OFFICER TO TAKE TESTIMONY

#### I

It appearing to the Commission,  
That Arrowhead Development Company, a corporation organized under the laws of the State of Nevada, is the issuer of Common Stock, 10¢ par value, and

That said Arrowhead Development Company registered such security on the San Francisco Mining Exchange, a national securities exchange, by filing applications on Form 10 on or about November 13, 1935, on Form 8A on or about July 1, 1938, and on another Form 8A on or about September 9, 1938, all with the San Francisco Mining Exchange and with the Commission, pursuant to Section 12 (b) of the Securities Exchange Act of 1934, as amended, and pursuant to Rule X-12A-1, as amended; and

That Rule X-13A-1, promulgated pursuant to Section 13 (a) of said Securities Exchange Act of 1934, as amended, did and does require that an annual report for each issuer of a security registered on a national securities exchange shall be filed on the appropriate form prescribed therefor; and

That Rule X-13A-2, promulgated pursuant to Section 13 (a) of said Securities Exchange Act of 1934, did and does prescribe Form 10K as the form to be used for the annual reports of all corporations except those for which another form is specifically prescribed, and that no other form was or is specified for use by the said Arrowhead Development Company.

#### II

The Commission having reason to believe that,

The said Arrowhead Development Company has failed to file the information and documents required by said Rule X-13A-1 in that it has failed to file its annual report for the fiscal year ended December 31, 1938, on Form 10K as prescribed by the said Rule X-13A-2, and

#### III

It being the opinion of the Commission that,

The hearing herein ordered to be held is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Securities Exchange Act of 1934, as amended;

It is ordered, Pursuant to Section 19 (a) (2) of said Act, that a public hearing be held to determine whether Arrowhead Development Company has failed to comply with Section 13 (a) of the Securities Exchange Act of 1934, as amended, the rules, regulations and



forms promulgated by the Commission thereunder, in the respects set forth above; and if so, whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months or to withdraw the registration of said Corporation's Common Stock, 10¢ par value, on said San Francisco Mining Exchange;

*It is further ordered,* Pursuant to the provisions of Section 21 (b) of the Securities Exchange Act of 1934, as amended, that for the purpose of such hearing, John G. Clarkson, an officer of the Commission, is hereby designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law;

*It is further ordered,* That the taking of testimony in this hearing begin on the 7th day of November, 1939, at 10:00 A. M. at the Regional Office of the Securities and Exchange Commission, 625 Market Street, San Francisco, California, and continue thereafter at such time and place as the officer hereinbefore designated may determine.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-3829; Filed, October 17, 1939;  
11:07 a. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 13th day of October, A. D. 1939.

[File 1-2749]

IN THE MATTER OF THE REGISTRATION OF  
BULLION GOLD AND SILVER MINING  
COMPANY, COMMON CAPITAL STOCK, 10¢  
PAR VALUE

ORDER FOR HEARING AND DESIGNATING  
OFFICER TO TAKE TESTIMONY

I

It appearing to the Commission,

That Bullion Gold and Silver Mining Company, a corporation organized under the laws of the State of California, is the issuer of Common Capital Stock, 10¢ par value, and

That said Bullion Gold and Silver Mining Company registered such securities on the San Francisco Mining Exchange, a national securities exchange, by filing on or about December 14, 1936, an application with the said Exchange and with the Commission, pursuant to Section 12 (b) of the Securities Exchange Act of 1934, as amended, and

pursuant to Rule X-12A-1, promulgated by the Commission thereunder; and

That Rule X-13A-1, promulgated pursuant to Section 13 (a) of said Securities Exchange Act of 1934, as amended, did and does require that an annual report for each issuer of a security registered on a national securities exchange, shall be filed on the appropriate form prescribed therefor; and

That Rule X-13A-2, promulgated pursuant to Section 13 (a) of said Securities Exchange Act of 1934, as amended, did and does prescribe Form 10K as the annual report form to be used for the annual reports of all corporations except those for which another form is specified and that no other form was or is specified for use by the said Bullion Gold and Silver Mining Company, and

II

The Commission, having reason to believe that,

Bullion Gold and Silver Mining Company has failed to comply with said Section 13 (a) and said Rule X-13A-1 in that it has failed to file its annual report for the year ended December 31, 1938, on Form 10K as prescribed by said Rule X-13A-2, and

III

It being the opinion of the Commission that,

The hearing herein ordered to be held is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Securities Exchange Act of 1934, as amended;

*It is ordered,* Pursuant to Section 19 (a) (2) of said Act, that a public hearing be held to determine whether Bullion Gold and Silver Mining Company has failed to comply with Section 13 (a) of the Securities Exchange Act of 1934, as amended, the rules, regulations and forms promulgated by the Commission thereunder, in the respects set forth above; and if so, whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months or to withdraw the registration of said Corporation's Common Capital Stock, 10¢ par value, on said San Francisco Mining Exchange;

*It is further ordered,* Pursuant to the provisions of Section 21 (b) of the Securities Exchange Act of 1934, as amended, that for the purpose of such hearing, John G. Clarkson, an officer of the Commission, is hereby designated to administer oaths and affirmations, subpoena witnesses and compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith as authorized by law;

*It is further ordered,* That the taking of testimony in this hearing begin on the 6th day of November, 1939, at 10:00 a. m. at the Regional Office of the Securities and Exchange Commission, 625 Market Street, San Francisco, California, and continue thereafter at such time and place as the officer hereinbefore designated may determine.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-3830; Filed, October 17, 1939;  
11:07 a. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of October, A. D. 1939.

[File No. 34-31]

IN THE MATTER OF WILLIAM W. BATTLES,  
CHAIRMAN FRANCIS M. BROOKE, AND  
FRANCIS BRAUN, REORGANIZATION COM-  
MITTEE FOR SECURITY HOLDERS OF NA-  
TIONAL PUBLIC UTILITIES CORPORATION;  
CALEB S. LAYTON AND W. FINDLAY  
DOWNS, TRUSTEES OF NATIONAL PUBLIC  
UTILITIES CORPORATION

ORDERING POST-AMENDED DECLARATION TO  
BECOME EFFECTIVE

The Commission having entered an order herein on August 4, 1939, approving a Plan of Reorganization of National Public Utilities Corporation and providing that the form of instruments to be used to evidence the solicitation of deposits of securities under the Plan be subject to the approval of the Commission prior to any solicitation;

The above-named Reorganization Committee having filed a post-amendment to its declaration herein on October 12, 1939, together with copies of the letters of solicitation intended to be distributed to security holders who have deposited their securities with the Reorganization Committee and having requested the Commission to shorten the period within which said declaration as thus post-amended shall become effective;

It appearing that the said letters of solicitation are in conformity with the applicable provisions of the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder and that sufficient cause has been shown why such period should be shortened;

*It is ordered,* That said declaration as thus post-amended become effective immediately.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-3831; Filed, October 17, 1939;  
11:07 a. m.]



*United States of America—Before the  
Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of October, A. D. 1939.

[File No. 46-150]

IN THE MATTER OF TRUSTEES UNDER PEN-  
SION TRUST AGREEMENT, GENERAL UTIL-

ITY INVESTORS CORPORATION, ASSOCIATED  
POWER CORPORATION, NY PA NJ UTIL-  
ITIES COMPANY, ASSOCIATED GAS AND  
ELECTRIC CORPORATION, AND ASSOCIATED  
GAS AND ELECTRIC COMPANY

ORDER ADMITTING AS A PARTY THE BANKERS  
SECURITIES CORPORATION

Bankers Securities Corporation having  
requested leave to intervene in the above  
matter,

*It is ordered*, Pursuant to Section 19 of  
the Public Utility Holding Company Act  
of 1935, that said Corporation be, and it  
hereby is, admitted as a party to this  
proceeding.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,  
*Secretary.*

[F. R. Doc. 39-3832; Filed, October 17, 1939;  
11:07 a. m.]

